

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

TAM TRAN,

Plaintiff,

v.

JOHN P. HAGENSEN,

Defendant.

CASE NO. 3:23-cv-05217-BHS

ORDER

THIS MATTER is before the Court on Magistrate Judge David W. Christel's Report and Recommendation (R&R), Dkt. 3, recommending that the Court deny pro se Plaintiff Tam Tran's application to proceed *in forma pauperis* and dismiss the case with prejudice and without leave to amend as frivolous and without merit.

This case is one of more than 20 substantially similar cases Tran has filed in this District this year. It, like the others, contains no factual allegations and no legal theory of liability. Instead, Tran's statement of claim in this case asserts in its entirety:

Judge John P Hagensen. National origin, on Race  
color, Racist Hate crime, Sentence without laws.  
No prosecuting Attorney, No defense Attorney, Broken  
Federal civil rights. too many more, violations  
He is violation 1st Amendment and Fed civil Right Law

1 Dkt. 1-1 at 5. Tran seeks \$10 billion and asks this Court to prosecute Judge Hagensen. *Id.*

2 The R&R thoroughly catalogues the deficiencies in this case, which are also  
3 present in Tran's other cases. Dkt. 5. It recommends dismissal with prejudice and without  
4 leave to amend, and the denial of *in forma pauperis* status in the event of any appeal.

5 Tran has not objected to the R&R and it is ADOPTED.

6 Tran's application to proceed *in forma pauperis* is DENIED, and he shall not have  
7 that status in the event of an appeal. The matter is DISMISSED with prejudice and  
8 without leave to amend.

9 Furthermore, Tran's practice of filing repetitive, facially frivolous complaints,  
10 seeking to proceed *in forma pauperis*, and refusing to amend his complaint, is abusive  
11 and vexatious. If he continues to do so, he will be subject to a bar order, precluding him  
12 from filing additional cases in this District without prior court approval. 28 U.S.C.  
13 § 1915(g); *see also, e.g., McGlown v. United States Dep't of Com.*, No. 23-cv-0049 TL,  
14 2023 WL 1778934, at \*3 (W.D. Wash. Feb. 6, 2023).

15 The Clerk shall enter a JUDGMENT and close the case.

16 IT IS SO ORDERED.

17 Dated this 14th day of April, 2023.

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20 BENJAMIN H. SETTLE  
21 United States District Judge  
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